INFORMATION TECHNOLOGY AND AUTOMATION

SOUTHERN DISTRICT OF NEW YORK

Tiduciary Network, LLC,

Plaintiff,

V.

Mark P. Hurley,

Defendant.

Y

Civil Case No. 19-cv-00379 (GHW)

ORAL ARGUMENT REQUESTED

X

REPORT OF THE COMMITTEE ON

NOTICE OF MOTION FOR SUMMARY JUDGMENT

The State of State of

PLEASE TAKE NOTICE that, pursuant to Rule 56 of the Federal Rules of Civil

Procedure, and upon the accompanying Memorandum of Law, the Declaration of Neil A. Steiner and the exhibits attached thereto, and Plaintiff's Statement of Undisputed Material Facts pursuant to Local Civil Rule 56.1, Plaintiff Fiduciary Network, LLC will move this Court, before the Honorable Gregory H. Woods, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl St., New York, NY 10007, on a date and time to be determined by the Court, for an Order granting summary judgment (i) on Plaintiff's First Claim for Relief declaring that Hurley is not entitled to indemnification for attorneys' fees and expenses allegedly incurred in connection with the internal investigation, (ii) as to liability on Plaintiffs' Second Claim for Relief, and (iii) granting permanent injunctive relief on Plaintiff's Third Claim for Relief, and for such other and further relief as this Court may deem just and proper.

Dated: New York, New York June 18, 2020

DECHERT LLP

By: /s/ Neil A. Steiner
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Attorneys for Plaintiff Fiduciary Network, LLC

INFORMATION TECHNOLOGY AND AUTOMATION COMMITTEE REPORT

OCTOBER 30, 2008
RECESSED AND RECONVENED

NOVEMBER 5, 2008, AS AMENDED

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296774 BUREAU OF TECHNOLOGY, by Antonio Hylton, Chief Information Officer, transmitting a Communication:

requesting authorization of the Purchasing Agent to extend for one (1) year, Contract No. 06-41-776 with Environmental Systems Research Institute, Inc. (ESRI), St. Paul, Minnesota, for application development and consulting services. The resulting deliverables will include projects such as a second phase of the County Board Mapmaker viewing tool, supportive applications of the assessment process, a general public health data viewing and analysis tool, a parcel sketch tool for the Recorder of Deeds, a Forest Preserve data viewing tool, and other consulting services.

Reason: This request is necessary to allow utilization of remaining funds. Approximately \$100,100.00 remains on this contract. The expiration date of the current contract was June 30, 2008.

Estimated Fiscal Impact: None. Contract extension: July 1, 2008 through June 30, 2009.

* Referred to the Committee on Information Technology and Automation on 10-15-08.

Commissioner Gorman, seconded by Commissioner Moreno, moved the approval of Communication No. 296774. The motion carried.

296775 BUREAU OF TECHNOLOGY, by Antonio Hylton, Chief Information Officer, transmitting a Communication:

requesting authorization of the Purchasing Agent to increase by \$420,000.00 and extend for six (6) months, Contract No. 05-41-596 with Sentinel Technologies, Inc., Downers Grove, Illinois, to provide technical, consulting, management and staffing services for the Cook County wide area network (WAN). The Cook County WAN provides, voice, data and internet connections to all county locations as well as municipal public safety locations.

Board approved amount 04-06-05: \$1,625,000.00 Increase requested: 420,000.00 \$2,045,000.00

Reason: A contract extension and increase is being requested in order to cover wide are network (WAN) maintenance during the time that a Request for Proposal (RFP) is being performed. This increase will cover the monthly charges for the wide area network monitoring and the installation of new/replacement communication devices for attaching County locations to the WAN. The expiration date of the current contract was September 28, 2008.

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Estimated Fiscal Impact: \$420,000.00. Contract extension: September 29, 2008 through March 28, 2009. (012-499-220 Account).

Approval of this item would commit Fiscal Year 2008 and future year funds.

* Referred to the Committee on Information Technology and Automation on 10-15-08.

Vice Chairman Gorman, seconded by Commissioner Goslin, moved the approval of Communication No. 296775. The motion carried.

296776

BUREAU OF TECHNOLOGY, by Antonio Hylton, Chief Information Officer. Transmitting a Communication, dated September 23, 2008:

requesting approval of payment in the amount of \$96,353.00 to Computer Associates, Islandia, New York, for a usage fee and upgrade fee as a result of the upgrade of the Z-Series Server. This software consists of source library maintenance, ad hoc reporting and system console support products.

This payment covers the maintenance period of March 1, 2008 through May 23, 2008. On December 4, 2007 the County Board approved the lease of a new Z-Series server increasing the size and capacity. This payment is a result of that action.

Estimated Fiscal Impact: \$96,353.00. (012-441 Account)

Approval of this item would commit Fiscal Year 2008 funds

Vice Chairman Gorman, seconded by Commissioner Goslin, moved the approval of Communication No. 296776. The motion carried.

296777

BUREAU OF TECHNOLOGY, by Antonio Hylton, Chief Information Officer. Transmitting a Communication, dated September 23, 2008:

requesting approval of payment in the amount of \$391,317.00 to Computer Associates, Islandia, New York, for the annual maintenance agreement for its software consisting of source library maintenance, ad-hoc reporting and system console support products.

Reason: This payment covers the maintenance period of May 24, 2007 through May 23, 2008, during that period the 2006 contract was being negotiated. The delay was due to Computer Associates going through a reorganization of its corporate structure. During this period we researched alternative solutions but found the alternatives were inferior to existing capabilities and would have had a negative effect on our production.

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Estimated Fiscal Impact: \$391,317.00. (012-441 Account).

Approval of this item would commit Fiscal Year 2008 funds.

* Referred to the Committee on Information Technology and Automation on 10-15-08.

Vice Chairman Gorman, seconded by Commissioner Goslin, moved the approval of Communication No. 296777. The motion carried.

Commissioner Butler, seconded by Commissioner Steele, moved to adjourn the meeting. The motion carried and the meeting was adjourned.

YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTIONS WITH REGARD TO THE MATTERS NAMED HEREIN:

Communication Number 296772	Approved, as Amended
Communication Number 296773	Approved
Communication Number 296774	Approved
Communication Number 296775	Approved
Communication Number 296776	Approved
Communication Number 296777	Approved

Respectfully submitted, Committee on Information Technology and Automation

William M. Beavers, Chairman

Attest:

Matthew B. DeLeon, Secretary

^{**} The audio recording for this meeting is available from the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, IL 60602.